V. RAMKUMAR, J.

- - - - - - - - - - - - - - - - -

BAIL APPLICATION NO. 6745OF 2006

- - - - - - - - - ---------- - - - - -

DATED THIS THE 22nd DAY OF NOVEMBER, 2006

O R D E R

Petitioners who are accused 1 and 2 in Crime No.236/06 of Walayar Police Station for offences punishable under Sections 447, 323, and 326 read with section 34 I.P.C., seek anticipatory bail.

2. The occurrence took place on 13.10.2006. The defacto complainant has sustained fracture on his right ulna and other injuries on the forearm. Since the second petitioner is the wife of the first petitioner, I am inclined to grant anticipatory bail to the second petitioner. But in the case of the first petitioner, there is no reason why he should not seek regular bail from the concerned Magistrate. Accordingly, a direction is issued to the Investigating Officer to release the 2nd petitioner on bail for a period of one month in the event of her arrest in connection with the above crime on her executing a bond for Rs. 10,000/- with two solvent sureties each for the like amount to the satisfaction of the said officer and subject to the following conditions:

> 2. 2nd Petitioner shall make herself available for interrogation as and when required by the Investigating Officer.
>
> 3. 2nd petitioner shall not influence or intimidate the prosecution witnesses nor shall she attempt to tamper with the evidence for the prosecution.

4. 2nd Petitioner shall not commit any offence while on bail.

5. 2nd petitioner shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the 2nd petitioner commits breach of any of the above conditions, the bail granted to her shall be liable to be cancelled.

If the first petitioner surrenders before the Magistrate concerned and files an application for regular bail within 10 days from today, the same shall be considered and disposed of, preferably on the same date on which it is filed.

This application is allowed in part as above.

V.RAMKUMAR,JUDGE.

dsn

V. RAMKUMAR, J.

- - - - - - - - - - - - - - - - -

BAIL APPLICATION NO. 6745 OF 2006

- - - - - - - - - ---------- - - - - -

DATED THIS THE 22nd DAY OF NOVEMBER, 2006

O R D E R

Petitioners who are accused 1 and 2 in Crime No.236/06 of Walayar Police Station for offences punishable under Sections 447, 323, and 326 read with section 34 I.P.C., seek anticipatory bail.

2. The occurrence took place on 13.10.2006. The defacto complainant has sustained fracture on his right ulna and other injuries on the forearm. Since the second petitioner is the wife of the first petitioner, I am inclined to grant anticipatory bail to the second petitioner. But in the case of the first petitioner, there is no reason why he should not seek regular bail from the concerned Magistrate. Accordingly, a direction is issued to the Investigating Officer to release the 2nd petitioner on bail for a period of one month in the event of her arrest in connection with the above crime on her executing a bond for Rs. 10,000/- with two solvent sureties each for the like amount to the satisfaction of the said officer and subject to the following conditions:

> 2. 2nd Petitioner shall make herself available for interrogation as and when required by the Investigating Officer.
>
> 3. 2nd petitioner shall not influence or intimidate the prosecution witnesses nor shall she attempt to tamper with the evidence for the prosecution.

4. 2nd Petitioner shall not commit any offence while on bail.

5. 2nd petitioner shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the 2nd petitioner commits breach of any of the above conditions, the bail granted to her shall be liable to be cancelled.

If the first petitioner surrenders before the Magistrate concerned and files an application for regular bail within 10 days from today, the same shall be considered and disposed of, preferably on the same date on which it is filed.

This application is allowed in part as above.

V.RAMKUMAR,JUDGE.

dsn